

S. R. No. 373—By Senator Herring: Extending welcome to students and teachers of 8th Grade Class, Leander School of Leander.

S. R. No. 374—By Senator Hall: Extending welcome to Judge A. S. Broadfoot of Bonham.

S. R. No. 375—By Senator Hall: Extending welcome to Mr. Weldon Williams of Sherman, Texas.

S. R. No. 376—By Senator Rogers: Extending welcome and privileges of the floor to Mr. and Mrs. Gene Ballenger of Plainview.

S. R. No. 377—By Senators Strong and Hall: Extending welcome to the Honorable Tommie Penry of Rusk.

S. R. No. 378—By Senators Krueger and Colson: Extending welcome to the Honorable Reese B. Lockett of Brenham.

Adjournment

On motion of Senator Hazlewood the Senate at 5:30 o'clock p.m. adjourned until 10:00 o'clock a.m. tomorrow.

FIFTY-THIRD DAY

(Wednesday, April 10, 1963)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Rogers was granted leave of absence for today on account of important business on motion of Senator Owen.

Message from the House

Hall of the House of Representatives
Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to concur in Senate amendments to House Bill No. 523 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House has appointed the following conferees: Moyer, Simpson, Knapp, Heatly and Thompson.

The House has concurred in Senate amendments to House Bill No. 39 by non-record vote.

S. C. R. No. 43, Arranging for a portrait of Governor Price Daniel to be placed in the rotunda of the Capitol.

S. B. No. 52, A bill to be entitled "An Act amending Sections 2 and 9 of Acts, 53rd Legislature, Regular Session, Chapter 209, as amended (and codified as Section 2 and 9 of Article 6701c-1 of Vernon's Civil Statutes); and declaring an emergency."

S. B. No. 248, A bill to be entitled "An Act amending Article 2095 of the Revised Civil Statutes of Texas, 1925, as amended; relating to procedure for the selection of juries in certain counties and changing the population bracket from one hundred and fifty thousand (150,000) to one hundred and forty thousand (140,000) and providing for the employment of typists and payment of other expenses; and declaring an emergency."

S. B. No. 293, A bill to be entitled "An Act providing the Brown County Water Improvement District No.

1 may collect delinquent taxes and bring suit for the collection of such taxes, by foreclosure and otherwise, after the bonds and the interest on said bonds, for which taxes have been levied and assessed, have been paid; providing for the use of funds so collected and the use of any surplus in the 'Interest and Sinking Fund'; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk House of Representatives

Report of Standing Committee

Senator Hazlewood submitted the following report:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 448, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HAZLEWOOD, Chairman.

Committee Substitute Senate Bill 85 Recommitted and Re-referred

Senator Parkhouse moved that C. S. S. B. No. 85 be recommitted and re-referred to the Committee on Counties, Cities and Towns.

Senator Watson moved to table the motion.

The motion to table was lost.

Question recurring on the motion to recommit and re-refer C. S. S. B. No. 85, Yeas and Nays were demanded.

The motion to recommit and re-refer prevailed by the following vote:

Yeas—16

| | |
|-----------|-----------|
| Aikin | Krueger |
| Bates | Moffett |
| Blanchard | Owen |
| Cole | Parkhouse |
| Creighton | Patman |
| Dies | Richter |
| Herring | Spears |
| Kennard | Strong |

Nays—13

| | |
|---------|--------|
| Calhoun | Colson |
|---------|--------|

| | |
|------------|----------|
| Crump | Moore |
| Hall | Ratliff |
| Hardeman | Reagan |
| Harrington | Schwartz |
| Hazlewood | Watson |
| Kazen | |

Absent

Word

Absent—Excused

Rogers

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 162, To the Committee on Jurisprudence.

H. B. No. 165, To the Committee on Jurisprudence.

H. B. No. 148, To the Committee on Insurance.

H. B. No. 167, To the Committee on Education.

H. B. No. 144, To the Committee on Counties, Cities and Towns.

H. B. No. 49, To the Committee on Labor and Management Relations.

House Bill 567 Re-referred

On motion of Senator Hardeman and by unanimous consent H. B. No. 567 was withdrawn from the Committee on Jurisprudence and re-referred to the Committee on Agriculture and Livestock.

House Concurrent Resolution 58 on Second Reading

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 58, Commending Dr. Charles W. Castner for his service to the State of Texas.

The resolution was read.

On motion of Senator Moffett and by unanimous consent the resolution was considered immediately and adopted.

Reports of Standing Committee

Senator Dies by unanimous consent submitted the following report:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 450, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

DIES, Chairman.

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 429, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

DIES, Chairman.

House Bill 450 Ordered Not Printed

On motion of Senator Herring and by unanimous consent H. B. No. 450 was ordered not printed.

House Bill 429 Ordered Not Printed

On motion of Senator Herring and by unanimous consent H. B. No. 429 was ordered not printed.

Senate Bill 456 on First Reading

Senator Hazlewood moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Hazlewood:

S. B. No. 456, A bill to be entitled "An Act transferring the sum of five thousand dollars from item five set out in the appropriation to the Texas Liquor Control Board for the year ending August 31, 1963, as set out in Senate Bill No. 1 enacted by the First Called Session of the 57th Legislature, to item nine set out in said appropriation to the Texas Liquor Control Board for the year ending August 31, 1963, to be used for the purchase of licenses, permits and tax stamps during the year 1963 and declaring an emergency."

To the Committee on Finance.

Senate Bill 457 on First Reading

Senator Kennard moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Kennard and Spears:

S. B. No. 457:

"An Act making it unlawful for adult persons to assault a child under the

age of six years by any means whatsoever where such assault results in serious bodily injury, defining the offense, providing for penalties and declaring an emergency."

To the Committee on Jurisprudence.

Reports of Standing Committee

Senator Dies by unanimous consent submitted the following reports:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 262, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

DIES, Chairman.

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 286, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

DIES, Chairman.

House Bill 262 Ordered Not Printed

On motion of Senator Spears and by unanimous consent H. B. No. 262 was ordered not printed.

House Bill 286 Ordered Not Printed

On motion of Senator Spears and unanimous consent H. B. No. 286 was ordered not printed.

House Bill 292 on Second Reading

The President laid before the Senate as Special Order set for this time H. B. No. 292 (the bill having been read the second time on Thursday, April 4, 1963, and set for Special Order today following The Morning Call).

Question—Shall H. B. No. 292 be passed to third reading.

H. B. No. 292 was then passed to third reading.

House Bill 292 on Third Reading

Senator Schwartz moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 292 be placed on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 386 on Second Reading

On motion of Senator Blanchard and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 386, A bill to be entitled "An Act adding a new Subsection (t) to Section 1 of Chapter 88, Acts of the 41st Legislature, Second Called Session, 1929, as amended; to define the term 'fertilizer trailer'; amending Subsection (q) of Section 1 of Chapter 88, Acts of the 41st Legislature, Second Called Session, 1929; to define the term 'operated or moved temporarily upon the highways; adding a new Subsection (e-1) to Section 2, Acts of the 41st Legislature, Second Called Session, 1929; as amended; to exempt certain fertilizer trailers from the requirement of registration of trailers and from the regular registration fee of trailers; etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 386 on Third Reading

Senator Blanchard moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 386 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Watson |
| Herring | Word |
| Kazen | |

Nays—1

Strong

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

| | |
|------------|-----------|
| Aikin | Kazen |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Watson |
| Herring | Word |

Nays—2

Kennard

Strong

Absent—Excused

Rogers

Report of Standing Committee

Senator Moffett by unanimous consent submitted the following report:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Agriculture and Livestock, to whom was referred H. B. No. 567, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

MOFFETT, Chairman.

House Bill 990 on Second Reading

On motion of Senator Owen and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 990, A bill to be entitled "An Act amending Section 6 of Chapter 233, Acts of the 56th Legislature, Regular Session, 1959, relating to the filing and docketing of civil and criminal cases in the district courts of Ector County; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 990 on Third Reading

Senator Owen moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 990 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|-----------|------------|
| Aikin | Harrington |
| Bates | Hazlewood |
| Blanchard | Herring |
| Calhoun | Kazen |
| Cole | Kennard |
| Colson | Krueger |
| Creighton | Moffett |
| Crump | Moore |
| Dies | Owen |
| Hall | Parkhouse |
| Hardeman | Patman |

| | |
|----------|--------|
| Ratliff | Spears |
| Reagan | Strong |
| Richter | Watson |
| Schwartz | Word |

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 675 on Second Reading

On motion of Senator Colson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 675, A bill to be entitled "An Act providing for the election of Liberty County Water Control and Improvement District Number Five Directors to be held at the general election every two (2) years on the first Tuesday after the first Monday in November; providing for the term of office of such directors; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 675 on Third Reading

Senator Colson moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 675 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 528 on Second Reading

On motion of Senator Cole and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 528, A bill to be entitled "An Act amending Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as amended, (compiled as Article 6248e, Vernon's Texas Civil Statutes), by adding thereto a new section requiring cities having a population of more than eight hundred thousand (800,000), according to the last preceding federal census to make deductions from the monthly salaries of firemen and monthly contributions of specified amounts into the Firemen's Relief and Retirement Fund; etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 528 on Third Reading

Senator Cole moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 528 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused**Rogers**

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Presentation of Guest

Senator Blanchard by unanimous consent presented Mr. Bob Brown of Lubbock to the Members of the Senate.

Reports of Standing Committees

Senator Creighton by unanimous consent submitted the following report:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 378 have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CREIGHTON, Chairman.

Senator Dies by unanimous consent submitted the following report:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 661, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

DIES, Chairman.

Senator Parkhouse by unanimous consent submitted the following reports:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. No. 595, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. No. 578, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

House bill 595 Ordered Not Printed

On motion of Senator Parkhouse and by unanimous consent H. B. No. 595 was ordered not printed.

House Bill 378 Ordered Not Printed

On motion of Senator Crump and by unanimous consent H. B. No. 378 was ordered not printed.

House Bill 661 Ordered Not Printed

On motion of Senator Crump and by unanimous consent H. B. No. 661 was ordered not printed.

House Bill 578 Ordered Not Printed

On motion of Senator Crump and by unanimous consent H. B. No. 578 was ordered not printed.

House Bill 627 on Second Reading

On motion of Senator Watson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 627, A bill to be entitled "An Act establishing a Juvenile Board for Bell County; prescribing the membership of the board and providing for the compensation of its members; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 627 on Third Reading

Senator Watson moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 627 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 262 on Second Reading

On motion of Senator Spears and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 262, A bill to be entitled "An Act creating the County Civil Court at Law of Bexar County, Texas; providing for the organization thereof and practice therein; fixing the jurisdiction thereof and re-enacting the jurisdiction of the County Court of Bexar County; etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 262 on Third Reading

Senator Spears moved that the Constitutional Rule and Senate Rules 32 and 38 requiring bills to be read on three several days be suspended and that H. B. No. 262 be placed on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—30

| | |
|-----------|-----------|
| Aikin | Cole |
| Bates | Colson |
| Blanchard | Creighton |
| Calhoun | Crump |

| | |
|------------|-----------|
| Dies | Owen |
| Hall | Parkhouse |
| Hardeman | Patman |
| Harrington | Ratliff |
| Hazlewood | Reagan |
| Herring | Richter |
| Kazen | Schwartz |
| Kennard | Spears |
| Krueger | Strong |
| Moffett | Watson |
| Moore | Word |

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

House Bill 286 on Second Reading

On motion of Senator Spears and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 286, A bill to be entitled "An Act fixing the maximum salary for the County Road Engineer in certain counties; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 286 on Third Reading

Senator Spears moved that the Constitutional Rule and Senate Rules

32 and 38 requiring bills to be read on three several days be suspended and that H. B. No. 286 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Resolution 385

Senator Herring offered the following resolution:

Whereas, Mr. Dale Parsons is the efficient and courteous Assistant Sergeant-at-Arms of the Senate of the 58th Legislature; and

Whereas, He and his charming wife, Jean, are the proud parents of an adorable nine pound and 13 ounce baby boy, Hoytt Eugene Parsons, born at 5:30 p.m. April 9, 1963; and

Whereas, It is the desire of the Senate of Texas to extend its heartiest congratulations to this fine couple on the birth of their first-born child; now, therefore, be it

Resolved, That the Senate of Texas extend its congratulations to Mr. and Mrs. Dale Parsons for their fine young son; and, be it further,

Resolved, That official copies of this Resolution be delivered to the parents of Hoytt Eugene Parsons; and that an additional copy be presented to this distinguished new citizen of Texas with our best wishes for happiness, success and good health throughout his entire life.

The resolution was read and was adopted.

House Bill 57 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 57, A bill to be entitled "An Act amending Article 14.06 Title 122A of Vernon's Revised Civil Statutes of the State of Texas, so as to provide an exemption of property passing to or for the use of any religious, educational, or charitable organization, if the laws of the jurisdiction under which such organization is organized or is operating provide an exemption from death tax of any character with respect to property passing (1) to or for the use of any such organization, or (2) to or for the use of any such organization organized or operating within the State of Texas, or (3) to or for the use of any such organization organized or operating within any other jurisdiction which grants a reciprocal exemption; providing a severability clause; and declaring an emergency."

The bill was read second time and passed to third reading.

Record of Vote

Senator Watson asked to be recorded as voting "Nay" on the passage of H. B. No. 57 to third reading.

House Bill 57 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 57 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

| | |
|-----------|------------|
| Aikin | Hall |
| Bates | Hardeman |
| Blanchard | Harrington |
| Calhoun | Hazlewood |
| Cole | Herring |
| Colson | Kazen |
| Creighton | Kennard |
| Crump | Krueger |
| Dies | Moffett |

| | |
|-----------|----------|
| Moore | Richter |
| Owen | Schwartz |
| Parkhouse | Spears |
| Patman | Strong |
| Ratliff | Word |
| Reagan | |

Nays—1

Watson

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Word |
| Kazen | |

Nays—1

Watson

Absent—Excused

Rogers

House Bill 922 on Second Reading

On motion of Senator Schwartz and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 922, A bill to be entitled "An Act amending Section 1 of Chapter 144, Acts of the 57th Legislature, Regular Session, 1961, compiled as Article 978j, Vernon's Annotated Penal Code, so as to prohibit the possession of an alligator except as a pet in Chambers County; providing for severability; repealing conflicting laws; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 922 on Third Reading

Senator Schwartz moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 922 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Moore |
| Cole | Owen |
| Colson | Parkhouse |
| Creighton | Patman |
| Crump | Ratliff |
| Dies | Reagan |
| Hall | Richter |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent—Excused

Rogers

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Report of Standing Committee

Senator Dies by unanimous consent submitted the following report:

Austin, Texas,
April 10, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 437, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

DIES, Chairman.

Committee Substitute House Bill 86 on Second Reading

On motion of Senator Hazlewood and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

C. S. H. B. No. 86, A bill to be entitled "An Act appropriating money for the support of the Judicial, Executive and Legislative branches of the State Government, for the construction of State buildings, and payment of claims against the State, and for State aid to public junior colleges for the two-year period beginning September 1, 1963, and ending August 31, 1965; authorizing and prescribing conditions, limitations, rules and procedures for allocating and expending the appropriated funds; and declaring an emergency."

The bill was read the second time.

Question—Shall C. S. H. B. No. 86 be passed to third reading?

Executive Session

Senator Herring asked unanimous consent for the Senate to go into Executive Session at 11:30 o'clock a.m. today.

Accordingly, the President directed all those not entitled to attend the Executive Session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be members of the Board of Directors of Texas Southern University to fill the unexpired term of John H. Crooker, Sr., resigned, term to expire February 1, 1965: Dr. Harvey Renger of Hallettsville, Lavaca County: To fill the unexpired term of E. R. Wright, resigned, term to expire February 1, 1965: Edward Clark, Travis County; For six-year terms to expire February 1, 1969: Dr. Joseph Alvin Chatman of Lubbock, Lubbock County, Reverend Marvin Griffin of Waco, McLennan County, Joseph A. Scott, Jr., of San Antonio, Bexar County.

To be a member of the Board of Regents of the University of Texas for a six-year term to expire January 10, 1969: Frank C. Erwin, Jr., of Austin, Travis County.

To be members of the Board of Regents of State Teachers Colleges for six-year terms to expire January

10, 1969: Clayton Heare of Amarillo, Potter County; Dr. Jose San Martin of San Antonio, Bexar County; Ottis Lock of Lufkin, Angelina County.

To be members of the Board of Regents of Texas Woman's University: For six-year terms to expire January 10, 1969: Mrs. John Hazlewood of Amarillo, Potter County, Mrs. Jack T. Bowman of San Antonio, Bexar County; To fill the unexpired term of Reverend G. Ray Loden, resigned, term to expire January 10, 1965: Reagan Houston, III, of San Antonio, Bexar County.

To be a member of the State Highway Commission: For a six-year term to expire February 15, 1969: Jack H. Kultgen of Waco, McLennan County.

To be members of the Board of Directors of Texas Technological College for six-year terms to expire February 19, 1969: Harold Hinn of Dallas, Dallas County, Roy Furr of Lubbock, Lubbock County, Herbert Allen of Houston, Harris County.

To be Branch Pilots for the Ports of Galveston and Texas City for two-year terms to expire April 1, 1965: Albert F. Schurig of Galveston, Galveston County, Ereal H. Goodwin of Galveston, Galveston County, Harry L. Coker, Jr., of Galveston, Galveston County; for a two-year term to expire April 15, 1965: Ernest E. Lance of Galveston, Galveston County.

To be members of the Board of Directors of the Lower Colorado River Authority for six-year terms to expire January 1, 1969: W. D. Corder of Burnet, Burnet County, M. C. Dalchau of Llano, Llano County, Sam K. Seymour, Jr., of Columbus, Colorado County.

In Legislative Session

The President called the Senate to order as In Legislative Session at 11:40 o'clock a.m.

Committee Substitute House Bill 86 on Second Reading

The Senate resumed the consideration of the pending business, same being C. S. H. B. No. 86 on its second reading.

Question—Shall C. S. H. B. No. 86 be passed to third reading?

C. S. H. B. No. 86 was then passed to third reading.

Committee Substitute House Bill 86 on Third Reading

Senator Hazlewood moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 86 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|------------|-----------|
| Aikin | Kennard |
| Bates | Krueger |
| Blanchard | Moffett |
| Calhoun | Owen |
| Cole | Parkhouse |
| Colson | Patman |
| Creighton | Ratliff |
| Crump | Reagan |
| Dies | Richter |
| Hall | Rogers |
| Hardeman | Schwartz |
| Harrington | Spears |
| Hazlewood | Strong |
| Herring | Watson |
| Kazen | Word |

Absent

Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed.

House Bill 143 on Second Reading

On motion of Senator Hall and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 143, A bill to be entitled "An Act amending Article 1659 of the Revised Civil Statutes of Texas, 1925, so as to raise to Five Hundred Dollars (\$500) the amount of emergency purchases a county may make without advertising for competitive bidding; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 143 on Third Reading

Senator Hall moved that the Con-

stitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 143 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

| | |
|------------|-----------|
| Aikin | Kazen |
| Bates | Moffett |
| Blanchard | Parkhouse |
| Calhoun | Patman |
| Cole | Ratliff |
| Colson | Reagan |
| Creighton | Richter |
| Crump | Rogers |
| Dies | Schwartz |
| Hall | Spears |
| Hardeman | Strong |
| Harrington | Watson |
| Hazlewood | Word |
| Herring | |

Nays—1

Krueger

Absent

| | |
|---------|------|
| Kennard | Owen |
| Moore | |

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Vote

Senator Krueger asked to be recorded as voting "Nay" on the final passage of H. B. No. 143.

Conference Committee on House Bill 523

Senator Hazlewood called from the President's table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 523 and moved that the request be granted.

The motion to grant the request prevailed.

Welcome Resolutions

S. R. No. 381—By Senator Blanchard: Extending welcome to Mrs. Neva Kennedy and Mrs. A. E. Coffman of Lubbock.

S. R. No. 382—By Senator Strong: Extending welcome to the Honorable Johnny Cace of Gregg County.

S. R. No. 383—By Senator Krueger: Extending welcome to students and teacher of Bethume School of Industry.

S. R. No. 384—By Senator Herring: Extending welcome to students and teacher of 3rd grade class of Casis School of Austin.

S. R. No. 386—By Senators Herring and Hall: Extending welcome to

4th Grade Students and teacher of Casis School of Austin.

Memorial Resolution

S. R. No. 379—By Senator Moffett: Memorial resolution for Mr. Leslie Burrow Finnell.

Adjournment

On motion of Senator Moffett the Senate at 11:54 o'clock a.m. adjourned until 10:00 o'clock a.m. tomorrow.

In Memory of
Judge Tom Maes

Senator Cole offered the following resolution:

(Senate Resolution 380)

Whereas, Harris County and the State of Texas lost an outstanding citizen in the death at the age of 73 of Judge Tom Maes on Tuesday, March 26, in Houston; and

Whereas, Judge Maes served as justice of the peace in Harris County for 28 years, retiring from office last January 1; and

Whereas, He never made a campaign speech, although he was elected to 14 consecutive two-year terms; his friends spoke for him and he confined his campaigning to personal contacts; and

Whereas, An attorney once said that any man who came in contact with Judge Maes was a better man for it—"He always added something to a man's life"; and

Whereas, He was for many years a member of the printing and publishing firm of Morin & Maes, which published the Daily Court Review; and

Whereas, He handled at least 225,000 civil and criminal cases as estimated by his chief clerk since 1958, Ray Tisdale; and

Whereas, He performed more than 10,000 marriage ceremonies, and conducted more than 20,000 inquests; and

Whereas, He had long advocated establishment of a coroner's office, and in 1957, a medical examiner's office was established to investigate violent deaths in line with his recommendations; and

Whereas, Judge Maes was lenient with fines and believed in mercy except in aggravated cases; he went out of his way to help young lawyers and poor people who could not afford lawyers often came to him for advice; and

Whereas, He was a devoted husband and father, and is survived by his wife, Mrs. Florence J. Maes; his son, Robert H. Maes; and his daughter, Mrs. Larry D. Sligar, all of Houston; and

Whereas, He was a member of the Presbyterian Church and a Mason: his lodges were Holland Lodge Number 1, A. F. & A. M., the Scottish Rite Bodies, the Arabian Temple Shrine, and the Eagles; and

Whereas, The Senate of the Fifty-eighth Legislature would like to pay tribute to Judge Tom Maes and to express sympathy to his family; now, therefore, be it

Resolved, by the Senate of the Fifty-eighth Legislature, That a page be set aside in the Senate Journal in recognition of and respect to Judge Tom Maes; that copies of this resolution be prepared for his wife and children; and that when the Senate adjourns today, that it do so in his honor.

The resolution was read and was adopted by a rising vote of the Senate.